



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

DEAN D. EFSTATHIOU, Acting Director

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ALHAMBRA, CALIFORNIA 91802-1460

November 5, 2008

IN REPLY PLEASE
REFER TO FILE **T-6**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AWARD OF SOLE SOURCE CONSULTANT SERVICES AGREEMENT
(SUPERVISORIAL DISTRICTS 1 AND 4)
(3 VOTES)**

SUBJECT

This action is to approve and authorize the Acting Director of Public Works or his designee to execute a Sole Source Consultant Services Agreement with Siemens Energy and Automation, Inc., for a not-to-exceed fee of \$315,000 to assist with the detailed design and implementation of an Advanced Transportation Management System for the Interstate 5/Telegraph Road Corridor Intelligent Transportation System Project. The agreement will be financed with Los Angeles County Metropolitan Transportation Authority Grant Funds and matching County funds.

IT IS RECOMMENDED THAT YOUR BOARD:

Award and authorize the Acting Director of Public Works or his designee to execute a Sole Source Consultant Services Agreement with Siemens Energy and Automation, Inc., to assist with the detailed design and implementation of an Advanced Transportation Management System for the Interstate 5/Telegraph Road Corridor Intelligent Transportation System Project. The agreement will be for a not-to-exceed fee of \$315,000 to be financed with Los Angeles County Metropolitan Transportation Authority Grant Funds and matching County funds.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of this action is to obtain consultant services for the design and implementation of an Advanced Traffic Management Systems (ATMS) for the Interstate 5/Telegraph Road Corridor Intelligent Transportation System Project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Organizational Effectiveness (Goal 3) and Community Services (Goal 6). The project will provide improved infrastructure and will enhance the quality of life in the affected communities. By securing staffing resources to complete the work, it ensures an efficient, effective, and goal-oriented project delivery system.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The agreement is for a not-to-exceed fee of \$315,000. The estimated cost to complete this work is \$286,048, plus \$28,952 for unforeseen additional work, which may arise during the progress of the work. The Los Angeles County Metropolitan Transportation Authority (Metro) will reimburse approximately 87 percent of the cost of the agreement from the 1995 Call for Projects Proposition C Discretionary Grant Funds for the Gateway Cities (Southeast Los Angeles) Traffic Signal Forum. The remaining 13 percent will be funded by the County's Proposition C Local Return revenue. Funding for this project is included in the Fiscal Year 2008-09 Proposition C Local Return Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The term of this contract will commence upon issuance of Notice to Proceed by the Acting Director of Public Works or his designee and shall terminate on the date the work is accepted by the County.

The contract contains the County's standard provisions regarding contractor obligations and is in compliance with all Board, Chief Executive Office (CEO), and County Counsel requirements.

The contract is not subject to the County's Living Wage Ordinance (Los Angeles County Code Chapter 2.201), because the services are of a technical nature.

A standard agreement previously approved by County Counsel will be used. The CEO's Risk Management Office has approved the insurance coverage, indemnification, and liability provisions included in the contract.

In compliance with the Chief Information Officer's guidelines, the Department of Public Works (Public Works) will utilize the Information Technology Tracking System to monitor the project status and contractor's performance.

The execution of the agreement will also include cost of living allowance provisions for annual rate adjustments in accordance with County standards.

ENVIRONMENTAL DOCUMENTATION

In accordance with Section 15378(b)(4) of the State of California Environmental Quality Act (CEQA) Guidelines, approval of the recommended action does not constitute a project and, therefore, is not subject to the requirements of CEQA. Appropriate environmental documents will be prepared when projects developed under this agreement are brought to your Board.

CONTRACTING PROCESS

Attached is the Sole Source Justification Checklist for the agreement in accordance with the Sole Source Contract Policy 5.100 approved by your Board on February 6, 2008. On May 12, 2008, Public Works submitted a notification to your Board of our interest in entering into this Sole Source contract. The Gateway Cities Traffic Signal Synchronization and Bus Speed Improvement Project–Interstate 5 Corridor Project contract with Siemens Intelligent Transportation Systems (PW12168) expired on October 5, 2007. When this contract expired, \$1,435,578 out of the total contract sum of \$2,064,090 had been expended. There is additional work that needs to be completed for this Project. This work is funded by Metro grants, which have a funding deadline of June 30, 2009. Given our need to deliver this project by the Metro-imposed deadline, the incompatibility of this deadline with the timeline of issuing new Requests for Proposal, and the unique familiarity that Siemens Energy and Automation, Inc., has with the project given their prior work on the expired contract, we recommend proceeding with awarding this Sole Source contract. While there was \$628,512 remaining in this contract upon expiration, we completed an analysis of this contract and determined that some tasks were no longer necessary.

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As such, we are recommending only \$315,000 be approved for this Sole Source Consultant Services Agreement.

Siemens Energy and Automation, Inc., has agreed to provide detailed design and implementation services for the ATMS project for a not-to-exceed fee of \$315,000. The negotiated fees have been reviewed by Public Works and are considered reasonable for the services provided.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There is no impact on other current County services or projects.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Traffic and Lighting Division.

Respectfully submitted,



DEAN D. EFSTATHIOU
Acting Director of Public Works

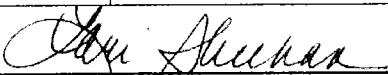
DDE:WJW:pc

Attachment

- c: Chief Executive Office (Lari Sheehan)
County Counsel
Department of Public Social Services (GAIN and GROW Program)
Department of Public Works (Architectural Engineering, Chief Information Office, Programs Development)

**INTERSTATE 5/TELEGRAPH ROAD CORRIDOR INTELLIGENT
TRANSPORTATION SYSTEM PROJECT (SIEMENS INTELLIGENT
TRANSPORTATION SYTEMS) PW 12168**

SOLE SOURCE CHECKLIST

Check (✓)	JUSTIFICATION FOR SOLE SOURCE CONTRACTS <i>Identify applicable justification and provide documentation for each checked item.</i>
	➤ Only one bona fide source for the service exists; performance and price competition are not available.
	➤ Quick action is required (emergency situation).
	➤ Proposals have been solicited but no satisfactory proposals were received.
X	➤ Additional services are needed to complete an ongoing task and it would be prohibitively costly in time and money to seek a new service provider.
	➤ Maintenance service agreements exist on equipment which must be serviced by the authorized manufacturer's service representatives.
	➤ It is more cost-effective to obtain services by exercising an option under an existing contract.
X	➤ It is in the best interest of the County, e.g., administrative cost savings, excessive learning curve for a new service provider, etc.
	➤ Other reason. Please explain:
<div style="display: flex; justify-content: space-between;"> <div data-bbox="99 1743 646 1913">  Deputy Chief Executive Officer, CEO </div> <div data-bbox="646 1743 1443 1913"> 10.23.08 Date </div> </div>	